



02-101-10

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kenneth M. Evans

Application No.: 10/524,793

Filed: October 20, 2005

For: High Resolution Flow Cytometer

Attorney Docket No.: XY-Hypodermic-USNP

Confirmation No.: 8305

Group Art Unit: 1797

Examiner: Fritchman, Rebecca M.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE UNDER 37 C.F.R. § 1.10 FOR "EXPRESS MAIL"

Date of Deposit: January 29, 2010 Express Mail Label No.: EM316123527US

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Justin Ruth Miles

**REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY
AND CHANGE OF CORRESPONDENCE ADDRESS**

I, Juan Moreno, CEO of XY, Inc. being the assignee of record under §37 C.F.R. 3.71 of the entire interest in the above-identified application, hereby revoke all previous powers of attorney and appoint CR MILES, P.C. having its principal office at 405 Mason Court, Suite 119, Fort Collins, Colorado 80524 USA having Customer Number 88484 including Craig R. Miles and whose registration number before the United States Patent and Trademark Office is 45,954 as my attorney to prosecute this application and to transact all business in the United States Patent and Trademark Office therewith. Please change the correspondence address for the above-identified application to the address associated with Customer Number 88484.

Dated this 25 day of January, 2010

By:

Juan Moreno, CEO
XY, Inc.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Kenneth M. EvansApplication No./Patent No.: 10/524,793Filed/Issue Date: October 20, 2005

Titled:

High Resolution Flow CytometerXY, Inc. _____, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

the patent application/patent identified above, by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 016215, Frame 0252, or for which a copy therefore is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____

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3. From: _____ To: _____

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☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

Craig Miles

Printed or Typed Name

Date

01/29/2010

Attorney of Record

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.